

28699. Noodle soup mix. (F.D.C. No. 47993. S. Nos. 86-902 T, 89-006 T.)

QUANTITY: 30 cases, each containing 24 pkgs., at Detroit, Mich.

SHIPPED: 1-19-62, from Chicago, Ill.

LIBELED: 8-21-62, E. Dist. Mich.

CHARGE: 402(a)(3)—contained insects while held for sale.

DISPOSITION: 10-10-62. Default—destruction.

28700. Super Savoil (antioxidant). (F.D.C. No. 47735. S. No. 30-638 T.)

QUANTITY: 8 cases, 12 12-oz. btls. each, at Los Angeles, Calif.

SHIPPED: 12-4-61, from Atlanta, Ga., by Nu-Way Foods Co.

LABEL IN PART: (Btl.) "NFC Super Savoil with Anti-Foam Action * * * Contains: Vegetable oil, mono and diglycerides ionol, propylene glycol, butylated hydroxyanisole edible anti-foam agent, propyl gallate and citric acid.* * * designed to retard the development of rancidity, extend frying life and prevent foaming of oils and shortening."

RESULTS OF INVESTIGATION: Examination showed that the article contained approximately 7.2 percent butylated hydroxyanisole and approximately 8.6 percent butylated hydroxytoluene.

LIBELED: 7-17-62, S. Dist. Calif.

CHARGE: 402(a)(2)(C)—when shipped, the article contained food additives, namely, butylated hydroxyanisole, and butylated hydroxytoluene, which were unsafe within the meaning of 409, since their use or intended use were not in conformity with a regulation or exemption in effect pursuant to 409; and 403(i)(2)—the article was fabricated from two or more ingredients, and its label failed to bear the common or usual name of each such ingredient, since "mono and diglycerides ionol" and "edible anti-foam agent" are not the common or usual names of any ingredients, and since the label failed to bear a statement that butylated hydroxytoluene was present as an ingredient.

DISPOSITION: 11-9-62. Default—destruction.

INDEX TO NOTICES OF JUDGMENT F.N.J. NOS. 28601 TO 28700

PRODUCTS

| | N.J. No. | | N.J. No. |
|--------------------------|--------------------|-----------------------------|--------------------|
| Alfalfa meal, dehydrated | 28647 | Cereals and cereal products | 28601-28626 |
| Annatto seed | 28697 | Cherry juice product | 28657 |
| Apple juice | 28656 | Chestnuts | 28683 |
| Bakery products | 28601-28605 | Chow chow, hot | 28675 |
| Basil, sweet | ¹ 28690 | mild | 28675 |
| Beans, cocoa | 28627 | Cocoa beans | 28627 |
| green, cut, canned | 28665 | press cake | 28628 |
| red, dried | 28663 | Coconut, frozen | ² 28682 |
| Bread crumbs | 28601, 28602 | Cole slaw | 28676 |
| Breading | 28621 | Color additive violation | 28659 |
| Brine, vinegar | 28693 | Confectionery | 28629-28636 |
| Butter | 28641, 28642 | Cookies | 28604 |
| Cabbage | 28660 | Corn, dried | 28661 |
| Cereal meal | 28622 | Cornmeal mix | 28611, 28612 |

¹(28690) Prosecution contested.

²(28616, 28682) Injunction issued.